

EXECUTIVE COUNCIL OF IOWA

MINUTES

SEPTEMBER 20, 2021

The Executive Council met in regular session at 10:00 a.m. via conference call. Governor Kim Reynolds presided over the meeting. Secretary Paul Pate, Auditor of State Rob Sand, Treasurer of State Michael Fitzgerald and Secretary of Agriculture Michael Naig were present

Regular Session
September 20, 2021

Moved by Secretary Pate and seconded by Auditor Sand that the Council approve the minutes of the Executive Council meeting held August 23, 2021.

Minutes Approved

The vote: Ayes: Governor Reynolds
 Secretary Pate
 Auditor Sand
 Treasurer Fitzgerald
 Secretary Naig
 Nays: None

Christie Templeton, Department of Human Services, was present to request a Resolution of Funds in the amount of \$15,000.00 pursuant to Iowa Code §29C.20A with regard to Governor's Proclamation of a State of Disaster Emergency for Howard County.

Personal
Appearance

Moved by Auditor Sand and seconded by Treasurer Fitzgerald that the Executive Council approve the request.

The vote: Ayes: Governor Reynolds
 Secretary Pate
 Auditor Sand
 Treasurer Fitzgerald
 Secretary Naig
 Nays: None

Christie Templeton, Department of Human Services, was present to request a Resolution of Funds in the amount of \$180,000.00 pursuant to Iowa Code §29C.20A with regard to Governor's Proclamation of a State of Disaster Emergency for Allamakee, Bremer, Cerro Gordo, Chickasaw, Clayton, Emmet, Fayette, Floyd, Howard, Kossuth, Lyon, Mitchell, Palo Alto, Pocahontas Winneshiek and Worth Counties.

Moved by Secretary Pate and seconded by Auditor Sand that the Executive Council approve the request.

The vote:	Ayes:	Governor Reynolds Secretary Pate Auditor Sand Treasurer Fitzgerald Secretary Naig
	Nays:	None

Christie Templeton, Department of Human Services, was present to request additional funding in the amount of \$60,000.00 pursuant to Iowa Code §29C.20A with regard to Governor's Proclamation of a State of Disaster Emergency for Linn, Monroe and Wapello Counties.

Moved by Treasurer Fitzgerald and seconded by Auditor Sand that the Executive Council approve the request.

The vote:	Ayes:	Governor Reynolds Secretary Pate Auditor Sand Treasurer Fitzgerald Secretary Naig
	Nays:	None

Moved by Treasurer Fitzgerald and seconded by Secretary Naig that the Council approve the request from the Attorney General's Office for payment of Expenses Under Iowa Code §7D.10 in the amount of \$23,200.00 for prosecuting cases under Iowa Code chapter 229A.

Approved Iowa
Code §7D.10

The vote:	Ayes:	Governor Reynolds Secretary Pate Auditor Sand Treasurer Fitzgerald Secretary Naig
	Nays:	None

Moved by Secretary Pate and seconded by Auditor Sand that the Council approve the request from the Department of Justice, Attorney General's office as follows:

Approved Outside
Counsel

The Department of Justice, Attorney General's office requests retention of outside counsel pursuant to Iowa Code section 13.3(1) in *Michelle Franz v. Woodward Resource Center; State of Iowa and Second Injury Fund of Iowa*, a workers' compensation case filed by a state employee.

Firm: Patterson Law Firm, L.L.P.
Attorney: Ryan Clark
505 5th Avenue
Suite 729
Des Moines, IA 50309
Rate: \$140.00 Per Hour

The vote: Ayes: Governor Reynolds
Secretary Pate
Auditor Sand
Treasurer Fitzgerald
Secretary Naig
Nays: None

Moved by Secretary Naig and seconded by Auditor Sand that the Council approve the following litigation expense fund request:

Approved
Litigation Expense
Fund

Request from the Attorney General's office on behalf of the Department of Revenue to expend \$175,000.00 to cover potential expenses for the first quarter of the 2022 fiscal year.

The vote: Ayes: Governor Reynolds
Secretary Pate
Auditor Sand
Treasurer Fitzgerald
Secretary Naig
Nays: None

Moved by Secretary Naig and seconded by Treasurer Fitzgerald that the Council approve the following lease:

Approved Leases

Lease between DNR and Randy & Betty Olson

Date of Lease: Date of Consent to November 30, 2024

Legal Description: An area four feet wide by sixteen feet long and an area three feet wide by twenty-eight feet long located adjacent to Lot 18, Block 35, Blue Water Beach Subdivision in Section 2, Township 99 North, Range 35 West of the 5th P.M., Dickinson County, Iowa.

Purpose: Continued presence of a deck and set of steps

Annual Fee: \$150.00

The vote:	Ayes:	Governor Reynolds Secretary Pate Auditor Sand Treasurer Fitzgerald Secretary Naig
	Nays:	None

Moved by Secretary Naig and seconded by Secretary Pate that the Council approve the following lease:

Lease between DNR and Ann Plendl

Date of Lease: Date of Consent to November 30, 2024

Legal Description: An area approximately five feet wide by ten feet long adjacent to Lot 18, Block A, Triboji Beach Subdivision in Section 2, Township 99 North, Range 37 West of the 5th P.M., Dickinson County, IA.

Purpose: Boat storage shed and continued presence of a deck and set of steps

Annual Fee: \$150.00

The vote:	Ayes:	Governor Reynolds Secretary Pate Auditor Sand Treasurer Fitzgerald Secretary Naig
	Nays:	None

Moved by Treasurer Fitzgerald and seconded by Auditor Sand that the Council approve the following cost items:

Approved Payment
of Cost Items

- | | |
|--|----------|
| A. Patterson Law Firm L.L.P..... | \$42.00 |
| 729 Insurance Exchange Building | |
| 505 Fifth Avenue | |
| Des Moines, IA 50309-2390 | |
| <u>Richard Adrian v. University of Iowa, State of Iowa and Second Injury Fund of Iowa</u> | |
| | |
| B. Patterson Law Firm L.L.P..... | \$154.00 |
| 729 Insurance Exchange Building | |
| 505 Fifth Avenue | |
| Des Moines, IA 50309-2390 | |
| <u>Donald Briggie v. Iowa DOT, State of Iowa and Second Injury Fund of Iowa</u> | |
| | |
| C. Patterson Law Firm L.L.P..... | \$42.00 |
| 729 Insurance Exchange Building | |
| 505 Fifth Avenue | |
| Des Moines, IA 50309-2390 | |
| <u>Debra J. Breckenridge v. Iowa Judicial Branch, State of Iowa and Second Injury Fund of Iowa</u> | |
| | |
| D. Patterson Law Firm L.L.P..... | \$252.00 |
| 729 Insurance Exchange Building | |
| 505 Fifth Avenue | |
| Des Moines, IA 50309-2390 | |
| <u>Kent Daugherty v. Iowa State Fair Authority and State of Iowa and Second Injury Fund of Iowa</u> | |
| | |
| E. Patterson Law Firm L.L.P..... | \$350.00 |
| 729 Insurance Exchange Building | |
| 505 Fifth Avenue | |
| Des Moines, IA 50309-2390 | |
| <u>Santos Zamora De Minchoca v. University of Iowa, and State of Iowa and Second Injury Fund of Iowa</u> | |
| | |
| F. Patterson Law Firm L.L.P..... | \$252.00 |
| 729 Insurance Exchange Building | |
| 505 Fifth Avenue | |
| Des Moines, IA 50309-2390 | |
| <u>Santos Zamora De Minchoca v. University of Iowa, and State of Iowa and Second Injury Fund of Iowa</u> | |

- G. Patterson Law Firm L.L.P.....\$294.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Cyril Irvine v. Anamosa State Penitentiary; State of Iowa and Second Injury Fund of Iowa
- H. Patterson Law Firm L.L.P.....\$36.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Mark Ostring v. Woodward Resource Center, State of Iowa and Second Injury Fund of Iowa
- I. Patterson Law Firm L.L.P.....\$1,070.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Geoffrey Ray Wellman v. Iowa State Penitentiary, State of Iowa and Second Injury Fund of Iowa
- J. Gray Miller Persh, LLP.....\$3,408.60
2233 Wisconsin Avenue NW
Suite 226
Washington, D.C. 20007
Iowa PBS
- K. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$25.20
The Davis Brown Tower
215 10th Street, Suite 1300
Des Moines, IA 50309-3993
Legal Services to state agencies on issues related to the visa status of prospective state employees

The vote: Ayes: Governor Reynolds
 Secretary Pate
 Auditor Sand
 Treasurer Fitzgerald
 Secretary Naig
 Nays: None

Moved by Secretary Pate and seconded by Treasurer Fitzgerald that the meeting adjourn.

Meeting adjourned

Respectfully submitted,

A handwritten signature in cursive script that reads "Victoria Newton".

Victoria Newton
Executive Secretary